

IN THE UNITED STATES RECEIVING OFFICE (RO/US)

In Re the Application of:)
THIRKETTLE et al.) CONFIRMATION OF FILING DATE OR
) PETITION TO REVIVE
U.S. Serial No.: 10/535,518)
)
Int'l. Serial No.: PCT/GB2003/004926)
)
Int'l. Filing Date: November 13, 2003) "EXPRESS MAIL" MAILING LABEL NUMBER: EV556790952US
) DATE OF DEPOSIT: June 28, 2005
Priority Date: November 13, 2002)
)
For: "GOLF TEE DEVICE")
)
Atty. File No.: 4838WG-7)
)
Mail StopPCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TYPED OR PRINTED NAME: AIMEE THUERK
SIGNATURE: Aimee Thuerk

Dear Sir:

On April 29, 2005, Sheridan Ross P.C. was instructed to enter the national phase of PCT/GB03/04926 on or before May 13, 2005, the 30 month deadline. The PCT had been filed on November 13, 2003 claiming priority from GB0226470.3, which was filed on November 13, 2002. The application was submitted to the U.S. Patent and Trademark Office on May 12, 2005, with a preliminary amendment.

The application was filed by Express Mail addressed to:

Assistant Commissioner for Patents
Washington DC 20231-0001
MS PCT

The Express Mail envelope was returned to Sheridan Ross as undeliverable. Clerical staff in our offices added "P.O.Box 1450" to the Express Mail label and re-deposited the package

in the outgoing mail. The postoffice delivered the Express Mail envelope without changing the "date-in" on the Express Mail label from the May 12, 2005 date which was originally accorded.

The self-addressed postcard receipt was returned to the offices of Sheridan Ross P.C. indicating that the filing date of May 12, 2005 had been accorded to the application. Review of the postoffice electronic records indicates that the application was actually received by the USPTO on May 18, 2005.

Applicants respectfully call this situation to the attention of the Commissioner for determination of the proper filing date of the application. Applicants submit that this discrepancy in the filing date arose unintentionally and that there was no intention to deceive the USPTO. Applicants respectfully request that this application retain the filing date as the date on which the application was originally deposited in Express Mail. In the event that this initial deposit of the application by Express Mail containing an incomplete address is insufficient to support the filing date of May 12, 2005, please treat this communication as a petition to revive the above-referenced National Phase patent application and debit any required fees to Deposit Account No. 19-1970. Enclosed please also find a Petition for Revival of an International Application for Patent Designating the U.S. Abandoned Unintentionally Under 37 C.F.R. §1.137(b).

Respectfully submitted,
SHERIDAN ROSS P.C.

By: Robert D. Traver

Robert D. Traver
Registration No. 47,999
1560 Broadway, Suite 1200
Denver, Colorado 80202-5141
(303) 863-9700

Date: 28 JUNE 2005

IN THE UNITED STATES DESIGNATED OFFICE (DO/US)

In Re the Application of:)
THIRKETTLE, et al.) PETITION TO REVIVE UNINTENTIONALLY
U.S. Serial No.: 10/535,518) ABANDONED APPLICATION PURSUANT TO
Int'l. Serial No.: PCT/GB2003/004926) 37 C.F.R. § 1.137(b)
Int'l. Filing Date: November 13, 2003)
Priority Date: November 13, 2002)
For: "GOLF TEE DEVICE")
Atty. File No.: 4838WG-7)
I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE
"EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE
UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND
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PCT, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

TYPED OR PRINTED NAME: AIMEE THUERK

SIGNATURE: Aimee Thuerk

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The above-identified PCT application, designating the United States, became unintentionally abandoned for failure to enter the U.S. national phase in a timely manner. The entire delay in entering the U.S. national phase was unintentional. Applicant hereby respectfully requests that the U.S. Patent and Trademark Office (DO/EO/US) now revive the above-identified application to permit national stage prosecution in the U.S.

Please debit Deposit Account No. 19-1970 for fees due in connection with the Petition to Revive.

We very much appreciate your consideration of this Petition. If further information is required in order to restore the application to pending status, please contact the undersigned attorney. Thank you.

Respectfully submitted,

SHERIDAN ROSS P.C.

By: Robert D. Traver
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Registration No. 47,999
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